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**HONORABLE FRANKLIN D. BURGESS**

**UNITED STATES DISTRICT COURT**

**FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA**

BRUCE TITUS and LINDA TITUS,  
husband and wife; and BLT  
INVESTMENTS, LLC, a Washington  
Limited Liability Company,

Plaintiffs,

vs.  
BANK ONE, NA, a National Banking  
Association, with its main office in  
Chicago, Illinois,

Defendant.

NO. C04-5102 FDB

**STIPULATION FOR AND ORDER  
RE-NOTING DEFENDANT'S  
APPLICATION FOR ATTORNEYS'  
FEES, EXPENSES AND  
DISBURSEMENTS**

**NOTE ON MOTION: 06/20/05**

The parties hereto, by and through their attorneys of record, hereby stipulate that the Defendant's Application for Attorneys' Fees, Expenses and Disbursements is re-noted to **July 1, 2005**, Plaintiffs' response shall be due on or before **June 27, 2005**, and Defendant's reply shall be due on or before **July 1, 2005**. The plaintiff will seek no further continuances or time extensions for this motion.

DATED this \_\_\_\_\_ day of June, 2005.  
DAVIES PEARSON, P.C. SAVITT & BRUCE LLP

Nigel S. Malden, WSBA #15643  
Attorneys for Plaintiffs

James P. Savitt, WSBA #16847  
Linda J. Merelle, WSBA #22775  
Attorneys for Defendant

**STIPULATION FOR AND ORDER RE-NOTING  
DEFENDANT'S APPLICATION FOR ATTORNEYS' FEES,  
EXPENSES AND DISBURSEMENTS - 1**  
**C04-5102 FDB**

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**DAVIES PEARSON, P.C.**  
ATTORNEYS AT LAW  
920 FAWCETT -- P.O. BOX 1657  
TACOMA, WASHINGTON 98401  
TELEPHONE (253) 620-1500  
TOLL-FREE (800) 439-1112  
FAX (253) 572-3052

## ORDER

Based upon the stipulation of the parties and the records and files herein, it is hereby ORDERED that Defendant's Application for Attorneys' Fees, Expenses and Disbursements is re-noted to July 1, 2005. The Plaintiffs' response is due on or before June 27, 2005 and Defendant's reply is due on or before July 1, 2005. Plaintiff will seek no further continuances or time extensions for this motion.

DATED June 22, 2005.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE

**STIPULATION FOR AND ORDER RE-NOTING  
DEFENDANT'S APPLICATION FOR ATTORNEYS' FEES,  
EXPENSES AND DISBURSEMENTS - 2  
C04-5192-FDR**

**DAVIES PEARSON, P.C.**  
ATTORNEYS AT LAW  
920 FAWCETT -- P.O. BOX 1657  
TACOMA, WASHINGTON 98401  
TELEPHONE (253) 620-1500  
TOLL-FREE (800) 439-1112  
FAX (253) 572-3052

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2                   **CERTIFICATE OF SERVICE**  
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4                   I hereby certify that on June 20, 2005, I electronically filed the foregoing  
5 Stipulation for and Order Re-Noting Defendant's Application for Attorneys' Fees,  
6 Expenses and Disbursements with the Clerk of the Court using the CM/ECF system,  
7 which will send notification of such filing to:

8                   Linda J Merelle, Attorney for Defendant  
9                   lmerelle@jetcitylaw.com,

10                  James P. Savitt, Attorney for Defendant  
11                  jsavitt@jetcitylaw.com,

12                  DATED at Tacoma, Washington this 20th day of June, 2005.

13                  

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14                  Sherry R. Toves  
15                  Legal Assistant to Nigel S. Malden  
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**CERTIFICATE OF SERVICE - 1**

C04-5102 FDB

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**DAVIES PEARSON, P.C.**

ATTORNEYS AT LAW  
920 FAWCETT -- P.O. BOX 1657  
TACOMA, WASHINGTON 98401  
TELEPHONE (253) 620-1500  
TOLL-FREE (800) 439-1112  
FAX (253) 572-3052